

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

CAROLYN WRIGHT, DEBBRA KENNEDY,  
SHERRY BAILEY BRANNEN, SHAUNA  
MATELSKI, LOIS MASON, CANDACE  
NORRIS, MAURICE JOSE ORNELAS,  
JACQUELINE CARTER, and GEOFFREY  
GOLDSTEIN, individually and on behalf all  
others similarly situated,

Plaintiffs,

vs.

CAPELLA EDUCATION COMPANY and  
CAPELLA UNIVERSITY, INC.,

Defendants.

Court File No. 0:18-CV-01062-  
WMW-SER

Judge: Wilhelmina M. Wright

**DEFENDANTS' MOTION TO  
DISMISS FIRST AMENDED  
COMPLAINT**

Pursuant to Rule 8, 9(b), and 12(b)(6) of the Federal Rules of Civil Procedure, Defendants Capella Education Company and Capella University, Inc. hereby move for an ordering dismissing Plaintiffs' First Amended Complaint with prejudice for the reasons set forth in Defendants' Memorandum of Law in Support of Motion to Dismiss First Amended Complaint, filed contemporaneously with this motion.

Dated: September 24, 2018

**KIRKLAND & ELLIS LLP**

By: /s/ K. Winn Allen  
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